

notified that the limits of the said town of Sukkur are, and for the purpose of the said Act shall be, taken to be identical with those prescribed for the Sukkur Municipal Commission, and which are thus summarized :—

Pillar No. 1 on river bank to extreme west of the town of New Sukkur at the junction of Dehs Chippri, Old Sukkur, and River Indus, to Pillar No. 2 (direction north-east) to north of Larkhāna Road. Distance 4,426½ feet.

Pillar No. 2 going northward to Pillar No. 3; situated on sand mound at foot of Adamshah's hill. Distance 1,160 feet.

Pillar No. 3 going towards the north-east to Pillar No. 4 (Trigonometrical Tower). Distance 2,404 feet.

Pillar No. 4 going towards the north-east to Pillar No. 5 on the western Spoil Bank of the Sukkur Canal, 100 feet north of the point where the Rahuja Road crosses the said Canal, and where a bridge is to be built. Distance 5,662 feet.

Pillar No. 5 going towards the south-east along the western Spoil Bank of the Sukkur Canal to Pillar No. 6 on the north-west corner of the Sukkur Canal. Distance 9,663 feet.

Pillar No. 6 on the north-west corner of the Regulating Bridge of the Sukkur Canal (going south-west) along river's bank to Pillar No. 1 (first). Distance 17,117 feet.

## Rules and Orders under Bombay Act VII of 1879.

### (Irrigation.)

✓ Investing certain officers with powers under certain Sections of the Act.

*Notn. No. 10, dated 11th May 1881, B. G. G., 1881, Pt. I, p. 247.*—Under Section 4 of the Bombay Irrigation Act No. VII of 1879, the Right Honourable the Governor in Council is pleased to invest the following officers with the powers named in the sections set against each :—

(1). Assistant or Deputy Collectors—for Sections 9, 20, 34, 58 and 63.

(2). Assistant Engineers and Upper Subordinates in charge of Irrigation operations, acting under the orders of the Executive Engineers<sup>(1)</sup>—for Section 27.

(3). Māmlatdārs, Mahālkāris, and Mukhtyārkaris—for Sections 9, 58 and 63.

(4). Village Officers—for Section 9.

*Notn. No. 74, dated 4th October 1887, B. G. G., 1887, Pt. I, p. 337.*—In modification of Notification in the Public Works Department (Irrigation), No. 10 of 11th May 1881, the Governor in Council is pleased to direct that

(1) As amended by Notification No. 74, dated 4th October 1887, printed on this page.

for the words "Executive Engineers for Irrigation" in clause (2) thereof the words "Executive Engineers" be substituted.

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*Appointing ex-officio Canal Officers and investing them with powers of Canal Officers.*

*Notn. No. 73, dated 4th October 1887, B. G. G., 1887, Pt. I, p. 837.—*  
In supersession of Notifications in the Public Works Department (Irrigation), No. 20 of 13th December 1879 and No. 1 of 4th February 1880, the Governor in Council is pleased, under Section 4 of the Bombay Irrigation Act (VII of 1879), to appoint Superintending Engineers and Executive Engineers to be Canal Officers in respect of all irrigation works within their respective Divisions or Executive Districts and to invest them with all the powers and duties of Canal Officers under the said Act.

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*Investing the Assistant and Deputy Collectors in Sind with power to decide questions arising under Sections 45 and 46 of the Act.*

*Notn. No. 4, dated 10th March 1896, B. G. G., 1896, Pt. I, p. 245.—*  
In exercise of the powers conferred by clause (b) of Section 4 of the Bombay Irrigation Act, 1879, His Excellency the Governor in Council is pleased to invest all Assistant and Deputy Collectors in and throughout the Province of Sind, in right of their respective offices, with power to decide, subject to the provisions of Section 67 of the said Act, all questions arising within the limits of their respective charges under Sections 45 and 46 thereof.

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*Declaring that the water of the Khari River and of its branches shall be used for the purposes of the existing canals known as the Naika Branch and the Naika Channel Extension.*

*Notn. No. 9, dated 18th August 1896, B. G. G., 1896, Pt. I, p. 865.—*  
Whereas it appears expedient to His Excellency the Governor in Council that the water of the Khari River and of the branches thereof known as the Khari, Kharola and Sharwani in the Province of Gujarat should be applied and used by the Government for the purpose of the existing canals hereinafter specified, the Governor in Council is pleased, in exercise of the powers conferred by Section 5 of the Bombay Irrigation Act, 1879, to declare that the said water will, after the 1st day of April 1897, be so applied and used, that is to say for the purposes of—

(a) the existing canal known as the new Naika Branch which extends from the new sluice for Naika on the Sharwani to the Adoda Tank;

(b) the existing canal known as the Naika Channel Extension, into which the water of the Kharola branch is received through the existing Naika Channel.

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*Prohibiting the construction of bunds or other works within certain limits of the Pinyari in the Sujawal Taluka of the Karachi Collectorate.*

*Notn. No. 20, dated 27th August 1881, B. G. G., 1881, Pt. I, p. 494.—*  
In consequence of injury which has arisen to lands in Dehs Abad, Gotaro, Thul,

Nando-Báran, GuljBehar, and other Dehs on the right bank of the Pinyári in the Sujáwal Tálnka of the Karáchi Collectorate, by bunds and other obstructions in the bed of the Nangau-dhora and dhands and channels which naturally drain into it, the Governor in Council, in exercise of the powers conferred by Section 12 of Bombay Act VII of 1879, hereby prohibits the construction of any bunds or other works which may interfere with the free drainage of the surplus water on the right bank of the Pinyári up to the limit of the high road from Mirpur Batora through Sujáwal to Sátarno Sháh, and orders the removal or modification of such obstructions as now exist.

*Rules for regulating the supply of water to the Military Cantonment and Civil Station of Poona.*

<sup>(1)</sup>Notn. No. 17, dated 2nd December 1879, B. G. G., 1879, Pt. I, p. 948.—The following Rules made by His Excellency the Governor in Council, in exercise of the powers conferred by the Bombay Irrigation Act No. VII of 1879, for regulating the supply of water to the Military Cantonment and Civil Station of Poona, are published under Section 70 of the said Act:—

*Rules for the Supply of Water to the Military Cantonment and Civil Station of Poona.*

I. The Executive Engineer, Poona, is solely responsible for all matters connected with the Poona Water Supply.

II. Water shall not be supplied for any purpose whatsoever save on payment by meter, except under Rule 5, and in the special cases of the supply to certain public tanks sanctioned under G. R. No. 173 W. I.—453, dated 7th November 1877, para. 3.

III. The charge for water as determined by meter shall ordinarily be at the rate of 6 annas per 1,000 gallons, in which case the applicant shall bear the cost of the necessary connections and lay down the service pipes. But when the connections are made and the service pipes laid down at the Government expense by the Public Works Department the charge shall be at the rate of 8 annas per 1,000 gallons.

IV. The meters will be provided and fixed at Government expense, and a charge of 8 annas per month shall be levied as rent for each meter in addition to the charge for water calculated as above.

V. For small houses in the several bazárs, and their vicinities, and in special cases, to be sanctioned by the Superintending Engineer, for certain small houses without gardens elsewhere, the rates shall generally be according to the diameter of the attachment, as follows:—

$\frac{3}{8}$ " attachment	... Rs. 1 0 0 per month.
$\frac{1}{2}$ " "	... " 1 0 0 "
$\frac{3}{4}$ " "	... " 2 0 0 "
1" "	... " 3 0 0 "

VI. When a house is unoccupied and the owner not in receipt of rent for the property, only one-half the rates in Rule 5 shall be charged.

(1) As amended by Notification No. 75, dated 4th October 1887, printed at page 570, *infra*.

VII. Should it appear advisable to the Executive Engineer, a meter may be affixed to the service pipes from any attachments coming under Rule 5, and after a clear month's notice, with the sanction of the Superintending Engineer, the charge may be made under Rules 3 and 4 for the water-supply.

VIII. The meters shall, wherever practicable, be placed inside the compound or premises of the landlord or occupier, and when so placed the landlord shall be held responsible for any damage to the meter, and shall be liable on account of the cost of all repairs except those due to fair wear and tear.

IX. If on examination any meter shall be found to be out of order, and consequently not registering correctly, the consumption during the period since the last reading till a proper meter is attached shall be calculated at the average daily consumption of the last registered period<sup>(1)</sup>.

X. The water-rate and meter rent is to be collected, either monthly or quarterly, at the discretion of the Executive Engineer, by bills prepared in his office. In order to facilitate the adjustment of accounts between landlords and tenants, the Executive Engineer will, when called upon in writing, furnish a memo: showing the consumption and probable charges on account of water-rate and meter rent for any broken period of the month or quarter since the preparation of the last bill in his office.

XI. Application for attachments to be made to the Executive Engineer, Poona, who is authorized of himself to comply with applications from the owners of the property, who are required to lodge the cost of the attachment and to sign an agreement promising to pay for the water-supply under the rules and at the rates sanctioned by Government from time to time. In any other cases the special sanction of the Superintending Engineer must be previously obtained.

XII. The Executive Engineer, Poona, shall have power to cut off the connection between the private pipes and the public main in any of the following events:—

1st.—In default of payment of water-rates and meter rents or of any bill submitted on account of repairs to meters under Rule 4 within 20 days after the same shall have been demanded in writing.

2nd.—If any house-owner or occupier who is supplied with water under Rule 5 shall permit the supply of water to other than those persons residing on the premises, or shall use the water for purposes in violation of the conditions on which it is granted, provided that six days' printed or written notice be given previously from the Executive Engineer's Office.

3rd.—In cases of leakage of pipes or other defects in the private service arrangements likely to cause loss to Government, provided that 48 hours' notice be given previously from the Executive Engineer's Office.

4th.—If water, not charged for by meter, shall be allowed to run to waste after the owner or occupier shall have been warned in a printed or written notice from the Executive Engineer's Office, not to allow it to do so.

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(1) For addition to this rule, see Notification No. 7, dated 2nd September 1891, printed on the next page.

XIII. Nothing contained in the above rules shall hinder the prosecution of any person under Act VII of 1879 for any act or omission made punishable under the provisions of the said Act.

*Notn. No. 7, dated 2nd September 1891, B. G. G., 1891, Pt. I, p. 721.*— In exercise of the power conferred by Section 70 of the Bombay Irrigation Act, 1879, the Governor in Council is pleased to direct that the following words be added to No. IX of the rules for regulating the supply of water to the military cantonment and civil station of Poona, framed under the said section, and published in the *Bombay Government Gazette* for 1879, Part I, page 948, *viz.* :—

during which, in the opinion of the Executive Engineer, the meter was registering correctly, and the consumption of water was not for any reason abnormal.

#### *Rules for the administration of Canals in the Bombay Presidency.*

*(1) Notn. No. 1, dated 8th January 1881, B. G. G., 1881, Pt. I, p. 10.*— Under Section 70 of the Bombay Irrigation Act, 1879, the Right Honourable the Governor in Council is pleased to make the following Rules for the administration of Canals in the Bombay Presidency:—

In exercise of the power conferred by the Bombay Irrigation Act, 1879, the Governor in Council is pleased to make the following Rules for the administration of Canals in the Bombay Presidency:—

#### I.— APPLICATION FOR WATER FOR IRRIGATION.

Applications under section 27 how to be made.

1. Applications for water for the purpose of irrigation must be made in duplicate to the Executive Engineer of the District, or to some other Canal Officer duly empowered to receive such applications, in the form of Appendix No. I, blank copies of which will be supplied to intending applicants free of charge<sup>(2)</sup>.

When the land to be irrigated is held jointly by two or more holders, the application must be signed by each of such joint holders.

One copy of the application will be retained by the Executive Engineer or other officer aforesaid; the other will be returned with columns 10 and 11 filled in by the Executive Engineer, or other officer aforesaid, to the applicant or applicants.

Applications for water for any purpose other than irrigation may be made in the form of an ordinary letter addressed to the Executive Engineer, or other officer aforesaid.

Applications may be rejected or complied with wholly or in part.

2. The Executive Engineer, or other officer aforesaid, after instituting due inquiry, may either reject the application, or comply with it, either in its original form, or subject to such amendment as the applicant at his suggestion accepts: Provided that—

(1) As amended by Notification No. 75, dated 4th October 1887, printed at page 570, *infra*.

(2) For addition to this paragraph, see Notification No. 3, dated 20th February 1895, printed at page 570, *infra*.

- (1) in every case in which he rejects the application the Executive Engineer, or other officer aforesaid, shall report his proceedings to the Superintending Engineer for confirmation, to whom also an appeal shall lie against his order ;
- (2) no owner of a water-course or other person entitled to a supply of water under section 21 (d) shall be refused the supply to which he is so entitled.

3. Except in the case named in the second proviso to the last preceding rule, no application for water for irrigation will be entertained unless the land to be irrigated is demarcated by a clearly distinguishable boundary and has been prepared for irrigation.

Applications only to be entertained for certain Jands.

(For additional Rule 3 A, see Notification No. 16, dated 25th October 1892, printed at page 570, *infra*.)

4. (For amended paragraph 1 of Rule 4, see Notification No. 13, dated 10th October 1893, printed at page 572, *infra*.)

Applications for wet *khari*f crops (such as rice, &c.,) should be made before the 1st May and for *rabi* crops before the 15th November.

Applications for water for monsoon dry-crops may be submitted at any time, but applications received before the 1st of May will have priority over those subsequently made.

Priority of grant of applications.

In all other cases, applications for water shall be complied with, as far as possible, according to their priority.

5. The decision of the Executive Engineer on applications for water from each water-course should be given on the spot, as far as possible, in the presence of all applicants who should receive notice to attend.

Executive Engineer's decisions on applications to be given publicly.

6. If, from any cause, the water-supply from a canal proves insufficient to meet all the accepted applications for water, all questions regarding priority of right to receive the available water, and the quantity and regulation of supply, shall be finally determined by the Executive Engineer of the District.

Priority of right to water when supply proves deficient.

Provided always that the claims of those applicants whose applications were made before the 1st May for *khari*f crops, and before the 15th November for *rabi* crops, shall have priority over those subsequently made.

## II.—CLOSING OF CANALS FOR REPAIRS, &c.

7. No canal shall be closed for the execution of any repairs, alterations, or additions thereto, except in cases of emergency, without the previous sanction of the Superintending Engineer, who shall fix the period, or periods, for which the supply of water may be stopped under section 28 (c) on account of the execution of such repairs, &c. In cases of emergency a canal may be closed, and the said period, or periods, may be fixed by the canal officer of highest rank on the spot.

Except in cases of emergency, canal not to be closed without sanction of Superintending Engineer.

## III.—WATER-SUPPLY RATES FOR IRRIGATION.

Rates how to be fixed.

8. The rates leviable for canal water supplied for purposes of irrigation will be fixed at a certain amount per acre, varying according to the kind of crop to be irrigated and the season of the year in which it is to be grown, and according as the water is obtainable from the canal by lift or flow.

Rate leviable when no crop is sown after first watering.

9. When a field receives the first or preliminary watering, and afterwards no crop is sown during the period named in column 8 of the application as that in which the crop for which the water was applied for should ordinarily come to maturity, the lowest rate chargeable for lift or flow (as the case may be) will be levied.

Rate leviable when mixed or several different kinds of crops are grown.

10. If mixed crops be grown in the same field, or if different crops be grown in different parts of the same field, the rate shall be calculated on the highest rated crop grown during the period for which water is taken.

Rate leviable when first crop fails and a fresh one is sown.

11. When the crop first sown fails and is ploughed up and a fresh crop is sown in the same season, the rate shall be levied on that crop only which comes to maturity.

Rate leviable when only a part of a field is irrigated.

12. If only part of a field be irrigated, the rate shall be chargeable on the area of the whole field unless such part shall, from the first commencement of the irrigation, have been clearly demarcated by a ridge not less than half a foot high.

Rate leviable when part of a field is irrigated with well-water and part with canal-water.

13. When a portion of a field has been irrigated with canal-water and a portion with well-water, the rate shall be chargeable on the whole field unless the portion irrigated by well-water shall, from the first commencement of the irrigation, have been clearly demarcated by a ridge not less than half a foot high.

If the portion demarcated for the purpose of being irrigated by canal-water has nevertheless been partly irrigated by well-water, enquiry shall be made whether the use of well-water was necessitated by a deficiency in the supply of canal-water, and, if it be shown to the satisfaction of the Executive Engineer that it was so, the rate chargeable on the portion irrigated by canal-water shall not exceed the lift rate.

Rate leviable when well-water and canal-water are conveyed in the same course.

14. If well-water is conveyed to any land irrigated from a canal in the same channel as the canal-water, the water-rate shall be chargeable on the whole of the land irrigated from such channel: Provided that if it be shown to the satisfaction of the Executive Engineer that the use of well-water was necessitated by a deficiency in the supply of canal-water, the rate chargeable shall not exceed the lift rate.

Provisions applicable to supply from escape channels.

15. The same provisions shall apply to irrigation from escape channels as to irrigation from other parts of a canal.

Rate leviable for such supply.

When the supply of water from any such channel lasts continuously throughout the period for which it is required for use, the same rates shall be levied as for a supply from the canal. When the supply is intermit-

tent, such reduced rates shall be charged as may be fixed in each particular case under the orders of Government.

16. If a supply of water is obtained by any person from a canal for the purpose of irrigation without the previous permission of the Executive Engineer of the District, the rate chargeable for such water shall be double the rate chargeable for the authorized irrigation of the area irrigated, and this rate shall be leviable in addition to any penalty which may be imposed under the Act.

Rate leviable for supply of water obtained without permission.

17. Water may be given for the purpose of forming threshing-floors free to holders of canal-irrigated fields, and to others at a charge per floor not exceeding half the lowest acreage rate.

Rate leviable for supply of water for forming threshing-floors.

*Water-supply Rates for Non-irrigational purposes.*

18. Water supplied from a canal for any purpose other than irrigation will be charged for by volume, or otherwise at such rate as Government shall from time to time determine.

For non-irrigational purposes rates will be charged for volume or otherwise.

IV.—OCCASIONAL RATES.

19. } (For substituted Rules 19 and 20, see Notification No. 14, dated  
20. } 27th September 1892, printed at page 572, *infra*.)

V.—REMISSIONS.

21. Remissions of water-rate under the last paragraph of section 31 may be allowed by the Superintending Engineer, and may extend to the whole or to a part only of the rate, as he shall in each case think fit.

Remissions under last paragraph of section 31 may be granted by Superintending Engineer.

22. Claims for such remissions shall be preferred to the Executive Engineer of the District direct; and if not so preferred within one month from the time when the damage, in respect of which the remission claimed is alleged to have occurred, shall not be entertained.

Claims to such remissions to whom and when to be made.

If, without giving the Executive Engineer at least seven days' notice in writing of his intention, the claimant cuts the crop alleged to have been damaged at any time within 20 days after preferring his application, his claim shall not be entertained.

23. If the application be preferred within the period prescribed by the last rule, the Executive Engineer shall, within 20 days after the date of its receipt or within the period of the notice, if any, given to him under the said rule, make or cause to be made a local inquiry, at which he or any person acting under his special order in this behalf shall be present, and

Such claim how to be disposed of.



the result of which shall be recorded on the application, which, together with the opinion of the Executive Engineer, shall then be forwarded to the Superintending Engineer for disposal.

The order passed on the application shall be communicated to the applicant by the Executive Engineer.

Superintending Engineer may also grant remissions for loss caused by deficiency or excessive supply of water ;

24. Remissions of water-rates may also be granted, at his discretion, by the Superintending Engineer, on reasonable cause being shown and after due inquiry, for any loss caused by deficiency or excess in the supply of water, when such deficiency or excess has been occasioned by some act or omission of a canal officer and independently of any act or omission of the person chargeable with the rate.

and on account of excess charges.

Applications for the remission of excess charges on account of water-rates shall also be disposed of by the Superintending Engineer, to whom such applications shall be forwarded for consideration by the Executive Engineer, or by the Collector, through the Executive Engineer.

Other claims for remission to be reported to Government.

25. Any claim for remission of water-rate not falling under Rule 21 or 24 shall be reported by the Collector, through the Commissioner of the Division, for the orders of Government in the Public Works Department.

Intimation of remissions to whom to be made.

26. Intimation of remissions under Rules 21 and 24 will be communicated by the Superintending Engineer to the Examiner of Public Works Accounts and the Executive Engineer in statements prepared in the form of Appendix No. II.

The Executive Engineer shall keep a register of all authorized deductions from water-rates in the same form.

#### VI.—RECOVERY OF DUES.

Return of measurements and assessments to be prepared.

27. A return of measurements and assessments in the form of Appendix No. III shall be prepared by such subordinate canal officer as shall from time to time be deputed to this duty by the Executive Engineer of the District and submitted to the Executive Engineer, who, with the aid of his establishment, shall test at least 10 per cent. of the measured areas.

Statement of demands to be rendered to the Collector.

28. The Executive Engineer shall, from the Register and Return Nos. II and III, frame a statement of demands for water-rates according to the form of Appendix No. IV, which he shall forward, together with copies of the Register No. II and of the Return No. III, to the Collector. This statement shall be rendered on 15th December for *khariḥ* and on 1st May for *rabī*<sup>(1)</sup>.

Collector to issue instructions for recovery of demands.

29. On receipt of the demand statement the Collector shall issue instructions for the recovery of the amounts therein named from the persons respectively liable for the same.

(1) For addition to this Rule; see Notification No. 16, dated 25th October 1892, printed at page 570, *infra*.

The rates for *kharif* shall be payable on the 1st February and those for *rabi* on the 15th June. They shall be payable, each in one instalment, to the revenue officers to whom the land revenue is payable by persons holding land in the villages in which the persons liable therefor respectively reside.

Rates when  
and to whom  
payable.

30. If any objection is raised before the Collector, or any of his subordinates, as to any entry in the said statement, such objections shall be forwarded by the Collector through the Executive Engineer of the District, to the Superintending Engineer for disposal under Rule 24, if it has reference to some action on the part of the Public Works Department; otherwise it shall be disposed of by the Collector, or, subject to the law and rules in force relating to the recovery of arrears of land revenue, by his subordinates.

Objections to  
entries in the  
statement how  
to be disposed  
of.

If the decision of any such objection by the Collector, or any of his subordinates, results in the remission of any portion of any charge entered in the demand statement, the result shall be communicated by the Collector to the Executive Engineer of the District and shall also be shown in the Return No. VII to be submitted, under Rule 37, to the Examiner of Public Works Accounts.

If in conse-  
quence of  
objection  
Collector  
remits any  
portion of a  
demand, his  
order to be  
communicated  
to Executive  
Engineer.

### *Appeals.*

31. Every order passed by an Executive Engineer under Rule 13 or 14 shall be appealable to the Collector, and every order passed by any such officer under Rule 19 or 20 shall be appealable to the Superintending Engineer: Provided always that the appeal be presented within thirty days of the date on which the order appealed against was communicated to the appellant.

Appeals  
against orders  
under Rules  
13, 14, 19 and  
20.

32. All appeals preferred under the Act or under these rules must be made by written petition signed by the appellant. Such petition may be delivered at the office of the authority appealed to by the appellant in person during office hours, or be forwarded through the post.

Manner of  
preferring  
appeals.

### *Miscellaneous.*

33. Applications for free grants of water-supply shall be referred for the orders of Government in the Public Works Department, and no such grant shall be made without the previous sanction of Government.

Free grants of  
water-supply.

34. In cases of dispute regarding water-supply, or remission, or abatement of water-rate, the water-gauges and meters set up by the Public Works Department shall, if certified by the Executive Engineer of the District to have been in good order during the period to which the dispute relates, be held to furnish authoritative data for all calculations of discharge.

Readings of  
water-gauges  
and meters set  
up by Public  
Works De-  
partment to  
be accepted as  
authoritative.

Certain acts  
forbidden to  
canal officers,  
&c.

35. No canal officer, or other officer or subordinate in the Public Works Department shall

- (1) acquire, directly or indirectly, any share or interest in the distribution of water from any canal; or,
- (2) purchase, or bid, either in person or by agent, or in his own name or in the name of another or jointly or in shares with others, for any Government property in, on, or appertaining to any canal.

Breach of this rule shall be punishable with a penalty under Section 61, clause (9) of the Act.

(For additional Rule 35 A, see Notification No. 17, dated 25th October 1892, printed at page 573, *infra*.)

#### Returns, &c.

Annual  
Returns Nos.  
V and VI.

36. The Executive Engineer shall furnish an annual return, for *kharif* and *rabi* respectively, as per form of Appendix No. V, to the Superintending Engineer and to the Examiner of Public Works Accounts on the same dates on which the statement of demands (No. IV) is sent, under Rule 28, to the Collector. He shall also furnish the Superintending Engineer and the Examiner of Public Works Accounts with a general return, as per form of Appendix No. VI, on the 15th April of each year.

Annual  
Return No.  
VII.

37. The Collector shall furnish the Superintending Engineer, through the Executive Engineer of the District and the Examiner of Public Works Accounts, with annual returns in the form of Appendix No. VII for *kharif* and *rabi* separately, on the 15th April of each year, showing the water-rates and miscellaneous revenue assessed and realized in the Civil Department.

Annual  
Return No.  
VIII.

38. When separate water-rates have not been fixed by Government, but a consolidated soil and water-rate is levied, the Collector shall furnish the Superintending Engineer, through the Executive Engineer of the District and the Examiner of Public Works Accounts, with an annual general return of consolidated revenue in the form of Appendix No. VIII as soon after the close of the revenue year as possible.

Annual  
Return No.  
IX.

39. The Collectors in Sind shall furnish the Superintending Engineer in Sind and the Examiner of Public Works Accounts, on 15th April of each year, with return in the form of Appendix No. IX for *kharif* and *rabi* respectively, of receipts from "*haccaba*" on *jaghir* lands, and of miscellaneous receipts from canals; and the Collectors in Gujarat and the Deccan shall furnish similar returns in cases where separate water-rates are recovered, as per Survey Register and credited to Government in the Public Works Department.

(For substituted Rule 40, see Notification No. 14, dated 27th September 1892, printed at page 572, *infra*.)

# APPENDIX No. I.

CANAL.

[Irrigation.]

## Form of Application for Water for Irrigation.

To

The EXECUTIVE ENGINEER of the \_\_\_\_\_ District.

I, *AB*, resident of \_\_\_\_\_ Taluka \_\_\_\_\_, in the \_\_\_\_\_ District, make this application for the supply of water from the above canal for the purpose of irrigating the undermentioned crop on the land hereinafter described \_\_\_\_\_, (namely):—

Survey Number.	Village.	Mile.	Distributing Channel Number.	AREA OF FIELD TO BE IRRIGATED.		For what Crop required.	Date from which water is required.	In how many months from such date crop should come to maturity.	Crops sown on this land during the previous year.	Order of the Executive Engineer as to whether the application is granted or not.	Water-rate to be charged per acre if application is granted.
				Acres.	Gunthas.						
1	2	3	4	5		6	7	8	9	10	11

Dated the

18 .

(Signed)

Witnesses.

(Signed)

Applicant.

Executive Engineer.

Columns Nos. 1 to 9 to be filled up by applicant. Nos. 10 and 11 by the Executive Engineer.

Application to be made in duplicate—one for applicant, the other for Executive Engineer.

NOTE.—Under Rule III of the Canal Rules no application for water will ordinarily be entertained unless the field to be irrigated is demarcated by a clearly distinguishable boundary and has been prepared for irrigation.

(For Appendix I A, see Notification No. 16, dated 25th October 1892, printed at page 570, *infra*.)

ENACTMENTS APPLYING TO BOMBAY.

नमुना नंबर ३.

No. } \_\_\_\_\_ } CANAL,  
 नंबर. } \_\_\_\_\_ } कालवा.

*Form of Register of authorized Deductions from Water-rates, Kharif (or Rabi) Season, 18—18 .*

Táluka. तालुका.	Village. गांवाचें नांव.	Survey Number. सरवे नंबर.	Person to whom allowance made. ज्या इसमाला द्यावयाचें त्याचें नांव.	Remissions. सूट.		Free Grants. माफी.		Total Deductions. एकंदर कमी केलेला पैसा.			REMARKS, शेरा.
				Acres. एकर.	Water-rate. पाण्याचा दर.	Acres. एकर.	Water-rate. पाण्याचा दर.				

\_\_\_\_\_ { 18.  
 \_\_\_\_\_ { १८.

\_\_\_\_\_ { Executive Engineer,  
 \_\_\_\_\_ District.

\_\_\_\_\_ { एक्झिक्युटिव्ह इंजिनियर,  
 \_\_\_\_\_ डिस्ट्रिक्ट.

## APPENDIX No. III.

Form of Return of Measurement and Assessment.

No. }  
नंबर. }{ CANAL.  
कालवा.Village. }  
गांवाचें नांव }{ Taluka }  
{ तालुका }{ District }  
{ जिल्हा }

{ Kharif (or Rabi) Season, 18—18 }

Number. नंबर.	Survey Number. सर्वे नंबर.	Distributing Channel. पाट.		Registered Occupant or Holder. मालक.	Cultivator. लागवड करणारा.	Measurement (Field). शेताची मोजणी.				Produce. उत्पन्न.	Water Rate per Acre. पाण्याचा दर प्रत्येक एकरास.	Water Rate for each Field. पाण्याचा दर प्रत्येक शेता-कारितां.	Amount due by each Cultivator. प्रत्येक लागवड करणाराकडे झालेली रकम.	REMARKS. शेरा.
		Mile. मैल.	Number. नंबर.			Length. लांबी.	Breadth. रुंदी.	Area in Acres. क्षेत्रफल एकर.						
								Flow. प्रवाहानें.	Lift. मोटेंनें, राहाटानें, वगैरे.					

Note.—Return for Kharif to be printed in blue ink.

Return for Rabi to be printed in red ink.

CERTIFICATE BY EXECUTIVE ENGINEER REGARDING MEASUREMENT TESTS. }  
 मोजणीविषयी एक्झिक्युटिव्ह इंजिनियरकडून खात्रीचा दाखला. }

{ 18 \_\_\_\_\_ { Measurer.  
 { १८ \_\_\_\_\_ { मोजणारा.  
 { \_\_\_\_\_ { Overseer.  
 { \_\_\_\_\_ { ओव्हरसियर.  
 { \_\_\_\_\_ { Executive Engineer,  
 { एक्झिक्युटिव्ह इंजिनियर,

{ Executive Engineer.  
 { एक्झ. एंजि.

{ District.  
 { डिस्ट्रिक्ट.

Kharif (or Rabi) Season, 18 —18 .

APPENDIX No. IV.

\_\_\_\_\_ CANAL.

*Form of Statement of Demands for Water-rates for Irrigation.*

Number of the Measure- ment Statement.	Village.	Táluka.	Water-rate.			Deductions.				Net amount to be realized by Collector.		
1	2	3	4			5				6		
*		Total ...	Rs.	a.	p.	No.	Rs.	a.	p.	Rs.	a.	p.

\* Refer to Register No. II for details.

† Refer to Return No. III for details.

No. \_\_\_\_\_ of 18 .

Forwarded to the Collector of \_\_\_\_\_ for \_\_\_\_\_ realization in accordance with Canal Rule 28, together with copies of the Register No. II and the Return No. III herein referred to.

\_\_\_\_\_ 18 .

Executive Engineer of the \_\_\_\_\_ District.

LOCAL RULES AND ORDERS MADE UNDER [1879, Bo. Act VII--

Kharif (or Rabi) Season, 18 —18

APPENDIX No. V.

Canal.

[Irrigation.]

Form of Annual Return of the Area of Irrigation and Water-rate to be collected in the District.

Number of Return Number II.	Village.	Táluka.	AREA IN ACRES.			WATER-RATE.						Exemptions and free grants.	Net amount to be realized by Collector.	REMARKS.
			Flow.	Lift.	Total.	Flow.	Lift.		Total.					

No. of 18

Forwarded to the Superintending Engineer; \_\_\_\_\_ and Examiner of P. W. Accounts in accordance with Canal Rule 36.

18

Executive Engineer of the \_\_\_\_\_ District.

ENACTMENTS APPLYING TO BOMBAY.



## APPENDIX No. VI.

CANAL.

## IRRIGATION DIVISION.

Form of Annual Return of Revenue from all sources during the Official year 18 — 18

	WATER RATES FROM IRRIGATION REALIZABLE BY COLLECTOR.			* MISCELLANEOUS RECEIPTS.										
	Net to be re- alized.	Remis- sions and Free grants.	Total.		Sale of Water.	Water- supply of Towns.	Planta- tions.	Other Canal Produce	Water Power.	Navi- gation.	Rents of Build- ings.	Fines.	Miscel- laneous.	Total.
1	2	3	4	1	2	3	4	5	6	7	8	9	10	11
Rabi (Dry-crop) Assessment for 18 — 18				Assessments by Ex. Engineer, realizable by Collector during the official year ...										
Kharif (Monsoon crop)Assessment for 18 — 18				Assessments by Ex. Engineer, realizable by himself during the official year ... Balance as per last Return ... Assessments during the year ...  Total ...										



*Details of Miscellaneous Receipts.*

Sub-heads and Particulars.	To be realized by Collector.			To be realized by Executive Engineer.		



# **Kharif (or Rabi) Season.**

CANAL.

566

*Annual Return of Realizations of Water-rates and Miscellaneous Receipts during the Official Year 18 —18*

WATER-RATES.				MISCELLANEOUS RECEIPTS.											
Demands, Collections, and Balances.	Balance of former Demands.	De-mands received during the Official Year.	Total.	Demands, Collections, and Balances.	Sale of Water.	Water-supply of Towns.	Planta-tions.	Other Canal Pro-duce.	Water Power.	Naviga-tion.	Rents of Build-ings.	Fines.	Miscel-laneous.	Total.	Grand Total.
Not Assessments ...				Balance of former demands ...											
<i>Deduct—Free Grants and Remissions in the Revenue De- partment...</i>				<i>Demands during the year :</i>											
				By Executive En- gineer ...											
				By Collector ...											
Balance ...				Total ...											
<i>* Realizations.</i>				<i>Realizations.</i>											
April 18 ...				April 18 ...											
May ...				May ...											
June... ..				June ...											
July ...				July... ..											
August ...				August ...											
September ...				September ...											
October ...				October ...											
November ...				November ...											
December ...				December ...											
January 18 ...				January 18 ...											
February ...				February ...											
March ...				March ...											
Total ...				Total ...											
Balance unrealized ...				Balance unrealized...											

\*The realizations made during the year against "Balance of former demands" and "Demands received during the year," should be shown under the respective columns.

Collector of \_\_\_\_\_.

LOCAL RULES AND ORDERS MADE UNDER [1879, Bo. Act VII—



# APPENDIX No. VIII.

## Form of Annual General Return of Consolidated Revenue.

No. \_\_\_\_\_ 18 .

Statement of Consolidated Revenue for the year 18 —18 , in respect of the \_\_\_\_\_  
District, forwarded to the Examiner of Public Works Accounts, Bombay, and to the Superintending Engineer, \_\_\_\_\_  
in accordance with Canal Rule 38.

\_\_\_\_\_ District.

Collector.

### Statement of Consolidated Revenue from Irrigation Works for the Year 18 .

Number.	Name of Work.	Total Acres assessed under the Settlement.		Total Acres cultivated during the year.		Assessment of the year.			Remissions during the year.			Total Consolidated Revenue during the year.	Irrigation share.	Land share.	Remarks as to how the shares have been arrived at and the authority under which calculated.
		Kharif.	Rabi.	Kharif.	Rabi.	Kharif.	Rabi.	Total.	Kharif.	Rabi.	Total.				

Note.—Percentage of the cost of Collecting Establishment during the year of the Collectorate is \_\_\_\_\_.

Annas and pies and fractions of an acre omitted.

Land share .. Rs.

Irrigation share ... ..

Rs.

\_\_\_\_\_ 18 .

Collector.

LOCAL RULES AND ORDERS MADE UNDER

[1879, Bo. Act VII—

## APPENDIX No. IX.

*Form of Annual Return of Water-rates, &c., recovered by the Revenue Department.*Kharif (or Rabi) Season.

No. \_\_\_\_\_

\_\_\_\_\_ 18

Return for the year 18 —18 in respect of the \_\_\_\_\_ District \_\_\_\_\_, forwarded to the Examiner of Public Works Accounts, Bombay, and the Superintending Engineer, \_\_\_\_\_ in accordance with Canal Rule 38.

Collector.

Kharif (or Rabi) Season.

*Return of Arrears and Assessments, &c., in respect of (1) Water-rates, (2) Miscellaneous Receipts from Canals, &c., in the \_\_\_\_\_ District, Sind, during the year 18 —18*

Canals.	WATER-RATE FROM IRRIGATION.								MISCELLANEOUS RECEIPTS.										Remarks.	
	Assessments.					Remissions during year.		Actual Receipts during year.	Owner's Rates on Irrigated Land.	Sales of Water.	Water-supply of Towns.	Plantations.	Other Canal Produce.	Water Power.	Navigation.	Rents of Buildings.	Fines.	Miscellaneous.		Total actual Receipts during year on account of distinct Water-rates and Miscellaneous Receipts.
	Unrealized Balance at the end of last year.	Assessment during current year.		Total.	Unrealized Balance at the end of current year.															
	Amount.	Acres.	Amount.	Amount.	Amount.	Acres.	Amount.													
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21

\_\_\_\_\_ 18

Collector.

ENACTMENTS APPLYING TO BOMBAY.



*Notn. No. 75, dated 4th October 1887, B. G. G., 1887, Pt. I, p. 837.*—Under Section 70 of the Bombay Irrigation Act VII of 1879, the Governor in Council is pleased to amend the Rules heretofore made under the said section by declaring that wherever in the said rules the words “Superintending Engineer for Irrigation,” “Executive Engineer for Irrigation,” “Executive Engineer for Irrigation of the Division,” and “Irrigation Department,” occur, shall be substituted respectively the words “Superintending Engineer,” “Executive Engineer,” “Executive Engineer of the District,” and “Public Works Department.”

*Notn. No. 3, dated 20th February 1895, B. G. G., 1895, Pt. I, p. 177.*—

No. 1 at *Bombay Government Gazette* for 1881, Part I, page 10.

No. 75 at *Bombay Government Gazette* for 1887, Part I, page 837.

In exercise of the powers conferred by Section 70 of the Bombay Irrigation Act, 1879, His Excellency the Governor in Council is pleased to direct that immediately after the first paragraph of Rule No. 1 of the Rules framed under the said section and published in the Notifications specified in the margin, there shall be added the following, *viz.* :—

✓ “No application for water will be received unless signed by the registered occupant, or actual holder, of the land, or his recognized representative, and the application must bear the countersignature of the Patel of the village in token of its being correct.”

*Notn. No. 16, dated 25th October 1892, B. G. G., 1892, Pt. I, p. 1065.*—

In exercise of the powers conferred by Section 70 of the Bombay Irrigation Act VII of 1879, His Excellency the Governor in Council is pleased to make the following additions to the rules framed under the said Section :—

✓ I.—The following Rule shall be inserted after Rule 3 :—

“3 A.—If an applicant for water for irrigation is not the registered occupant of the land which he wishes to irrigate, or, in the case of alienated land, if he is not the holder, in whose name the land is entered in the Collector’s records, the Executive Engineer, or other officer aforesaid, may decline to comply with the application, except on the execution of a security bond in the form of Appendix No. I A by two persons approved by him in this behalf.

“If an order is made under this rule to furnish security, a note thereof shall be made in column 10 of the application.”

✓ II.—The following paragraph shall be added to Rule 28 :—

“The security bonds, if any, taken under Rule 3 A, shall accompany the statement, and the names of the sureties and the dates of the bonds, respectively, executed by them, shall be entered in the last column of Return No. III.”

III.—The following Appendix shall be inserted after Appendix No.

I :—

When security may be required.

## "APPENDIX NO. IA.

*Form of Security Bond.*

To

The Executive Engineer, \_\_\_\_\_ District.

Whereas A. B. of \_\_\_\_\_ has applied for a supply of water to irrigate the undermentioned crop on the land hereinbelow described (namely) :—

Village.	Táluka.	Survey Number.	Area of field to be irrigated.	For what crop required.	For what period required.

and whereas he has been required to furnish security for the payment of the water-rate and other charges ;

' We, C. D. of \_\_\_\_\_ and E. F. of \_\_\_\_\_, do hereby declare ourselves sureties for the abovementioned A. B. of \_\_\_\_\_, that he shall duly pay at the prescribed time or times every rate, charge, penalty or other sum whatsoever that shall become due by him in respect of the supply of water granted to him in pursuance of his said application ; and in case of his making default therein we, each of us, for himself, his heirs, executors and administrators, agree to pay to the Secretary of State for India in Council such sum not exceeding in the aggregate Rs. \_\_\_\_\_ as shall be demanded of us, or of either of us, or of any heir, executor or administrator of either of us, on account of any such rate, charge, penalty or other sum aforesaid ;

' and we do further agree and allow that the amount of any such rate, charge, penalty or other sum aforesaid may, if necessary, be recovered from either of us or from any heir, executor or administrator of either of us, as if the same were an arrear of land revenue due by us, or either of us, to Government.

Dated this \_\_\_\_\_ day of \_\_\_\_\_ 18 . . .

Signed by E. F.

(Signed) E. F.

in the presence of \_\_\_\_\_

( " ) G. H.

Signed by G. H.

in the presence of \_\_\_\_\_

2. The addition made to Rule 1, and notified in Notification No. 12, dated 11th August 1885, is hereby cancelled.

*Notn. No. 13, dated 10th October 1883, B. G. G., 1883, Pt. I, p. 777.*—  
Under the last para. of Section 70 of the Bombay Irrigation Act of 1879, the Governor in Council is pleased to make the following alteration in para. 1 of No. 4 of the Rules framed under that Act for the administration of canals in the Bombay Presidency :—

(4) Perennial crops will invariably be classed as Kharif. All other crops, for which the first waterings are taken between 15th January and 15th October, will be classed as Kharif. Those for which the first waterings are taken after 15th October will be classed as Rabi.

*Notn. No. 14, dated 27th September 1892, B. G. G., 1892, Pt. I, p. 986.*—  
In exercise of the power conferred by Section 70 of the Bombay Irrigation Act, 1879, the Governor in Council is pleased to direct that the following alterations be made in the Rules framed under that section for the administration of canals in the Bombay Presidency (published in Notification No. 1 of the 8th January 1881 in the *Bombay Government Gazette* for 1881, Part I, pages 10—23), as amended by Notification No. 6 of the 2nd September 1891<sup>(1)</sup> (published in the *Bombay Government Gazette* for 1891, Part I, page 721), viz. :—

(1) The following shall be substituted for Rule 19, viz. :—

“19. The charge to be made under Section 45 on account of water supplied through a water-course used in an unauthorized manner shall be as follows (namely) :—

(a) in Sind :

(i) if the water so used has flowed on any land

{ a sum calculated at such rate per acre or portion of an acre of the land over which the water has flowed as the Collector shall fix, the same not exceeding double the highest rate of assessment leviable in respect of cultivated land in the vicinity ;

(b) Elsewhere :

(i) if the water so used has flowed on any land and such land has derived benefit therefrom

{ double the highest rate leviable for a single crop ;

Charge to be imposed when water supplied through a water-course is unauthorizedly used.

<sup>(1)</sup> Superseded by this Notification (No. 14, dated 27th September 1892).

✓ (ii) if the water has flowed on any land, but such land has not derived benefit therefrom } double the rate that would be chargeable under Rule 9;

(iii) in any other case } double the rate chargeable under Rule 18 on the volume of water estimated by the Executive Engineer for Irrigation to have been used.

The above charges will be leviable in addition to any penalty which may be imposed under the Act on the person who unauthorizedly used the water."

(2) The following shall be substituted for Rule 20, viz.:—

"20. The charge to be made under Section 46 on account of water supplied through a water-course which is suffered to run to waste shall be as follows (namely):—

Charge to be imposed when water supplied through a water-course is suffered to run to waste.

(a) in Sind:

(i) if the water has flowed on any land } a sum calculated at such rate per acre or portion of an acre of the land over which the water has flowed as the Collector shall fix, the same not exceeding double the highest rate of assessment leviable in respect of cultivated land in the vicinity;

✓ (b) elsewhere:

(i) if the water has flowed on any land } double the rate that would be chargeable under Rule 9;

(ii) in any other case } double the rate chargeable under Rule 18 on the volume of water estimated by the Executive Engineer for Irrigation to have been wasted."

(3) The following shall be substituted for Rule 40, viz.:—

"40 Nothing in the foregoing Rules 1 to 6, both inclusive, 8 to 15, both inclusive, 17, 21 to 32, both inclusive, applies to the Province of Sind." Saving for Sind.

*Notn. No. 17, dated 25th October 1892, B. G. G., 1892, Pt. I, p. 1065.*—  
In exercise of the power conferred by Section 70 of the Bombay Irrigation Act, 1879, the Governor in Council is pleased to make the following additional rule to be inserted after No. 35 of the rules for the administration of canals, framed under the said section and published in Notification No. 1 of 8th January 1881 (*Bombay Government Gazette* for 1881, Part I, pages 10-23), viz.:—

Passing of  
persons, ani-  
mals or vehi-  
cles in or  
across canals.

✓ "35 A. (1) The passing of any person or of any animal or vehicle in or across any bank or channel of a canal is prohibited at any place within such distance not exceeding—yards above or below a bridge or crossing expressly provided for this purpose or above or below a post set up by the Canal Officer in a conspicuous position in this behalf, as shall be indicated by the Canal Officer in a notice affixed to such bridge, crossing or post.

"(2) In setting up posts and fixing distances under clause (1), the Canal Officer shall have careful regard—

(a)—to the necessity for preserving the canal and its embankments at points where they would be likely to be endangered or damaged by the passing of persons, animals or vehicles therein or there across ;

(b)—to the reasonable convenience of the people residing or holding land in the vicinity who require to cross the canal or to water their animals."

*Rules for the preparation of lists of persons bound to assist in the execution of work on the occasion of an emergency.*

✓ Notn. No. 14, dated 27th October 1883, B. G. G., 1883, Pt. I, p. 857.—  
Under Section 70 of the Bombay Irrigation Act, 1879, His Excellency the Governor in Council is pleased to make the following Rules for regulating the preparation of lists of persons bound, under Section 58 of the said Act, to assist in the execution of work on the occasion of an emergency :—

"In exercise of the power conferred by Section 70 of the Bombay Irrigation Act, 1879, the Governor in Council is pleased to make the following Rules for regulating the preparation of lists of persons bound, under Section 58 of the said Act, to assist in the execution of work on the occasion of an emergency (namely) :—

List when  
to be prepar-  
ed.

1. Whenever it appears to a Canal Officer duly empowered to act under Section 58 of the Act, that circumstances may probably arise which will render it necessary for the provisions of that section to be put into operation for the execution of any repair, clearance or work which is being or is about to be carried on by the Irrigation Department, he shall communicate with the Collector, who shall thereupon cause a list to be prepared of the able-bodied persons to whom the said provisions are applicable.

The list so prepared may from time to time be revised and amended.

Area for  
which the list  
should be pre-  
pared.

2. The list shall include the names of persons holding land or resident within such distance from the locality of the repair, clearance or work as the Collector, having regard to the number of persons likely to be required to assist at such repair, clearance or work, shall think proper.

Classes of  
persons to be  
included or  
exempted.

3. The list shall contain the name of every able-bodied man or woman, who holds land within the area fixed by the Collector, under the last preceding rule, or who resides within the said area, and earns his or her livelihood by manual labour: Provided that—

(a) the names of persons who appear to the Collector to be under sixteen or over fifty years of age shall be omitted, and

(b) any land-holder who is unaccustomed to manual labour shall be permitted, when called to assist at any repair, clearance or work, to furnish as a substitute any able-bodied person whose name is not on the list.

4. The Collector shall cause the names of the persons holding land or resident in each village within the area fixed under Rule 2, included in the list, to be posted up in the chaudi or on some other public building in such village, and to be proclaimed in the village by beat of drum.

Publication  
of names in-  
cluded in the  
list.

5. Any person whose name is entered in the list may apply in writing to the Collector to have his name removed therefrom. The Collector, after such inquiry (if any) as he thinks necessary, shall record his decision in writing for either rejecting or granting the application.

Hearing of  
objections.

Subject, as provided in Section 67 of the Act, to the supervision and control of the Commissioner of the Division, the Collector's order shall be final.

6. In these Rules the word 'Collector' shall include any officer appointed by the Governor in Council to exercise the power of a Collector under Section 59 of the Act."

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## Rules and Orders under Bombay Act I of 1880.

### (Khoti Settlement.)

#### *Rules under Clauses (a), (b), (e) and (f) of Section 40 of the Act.*

*Notn. No. 1659, dated 11th March 1882, B. G. G., 1882, Pt. I, p. 262. —* In exercise of the power conferred on him in this behalf under Section 40 of the Khoti Settlement Act, 1880 (Bombay Act I of 1880), the Governor in Council is pleased to frame the following Rules under Clauses (a), (b), (e) and (f) of that Section (namely) :—

#### *Crop Appraisement Rules under Clause (a).*

I. (For amended Rule I, see Notification No. 6720, dated 22nd September 1886, printed at page 595, *infra*.)

II. The days fixed by the khot for inspection and appraisement of crops shall be notified by him in writing to all and every one of his tenants in the village, and the Police Patel shall be directed by the Collector to affix notices to the temples and by beat of drum and otherwise to make these dates known at least seven days previously, and if for any sufficient cause (as that the crop is not ripe, &c.) any crop is not inspected or appraised on the days so fixed, the inspection and appraisement shall not, except with the consent of the tenant, take place until after a similar second notification has been made in the village.